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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10676248	9/30/2003	ROGAN ET AL.	33026

ERICKSON, KERNELL, DERUSSEAU & KLEYPAS, LLC  
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KANSAS CITY, MO 64112

**EXAMINER**

STEVEN C. POHNERT

ART UNIT	PAPER
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1634

20091029

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

1. The reply filed on 7/23/2009 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The response notes that a substitute specification and sequencing listing have been filed, but were not present in the file. The examiner contacted applicant's representative and it was agreed that a communication indicating a non-responsive amendment would be sent, so that the substitute specification and sequence listing could be examined. *see* 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**
2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to STEVEN C. POHNERT whose telephone number is (571)272-3803. The examiner can normally be reached on Monday-Friday 6:30-4:00, every second Friday off.
3. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James (Doug) Schultz can be reached on 571-272-0763. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.
4. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.
- 5.
- 6.
- 7.
8. Steven Pohnert

/Steven C Pohnert/  
Examiner, Art Unit 1634